

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

JACK K. STEIN,

Plaintiff,

v.

CLARK COUNTY, *et al.* ,

Defendants.

Case No. C02-5097FDB

ORDER PURSUANT TO ORDER OF
NINTH CIRCUIT COURT OF
APPEALS

This matter is before the Court pursuant to an order from the Ninth Circuit Court of Appeals directing this Court to file a statement setting forth the reasons for denying defense counsel Thomas Cline leave to withdraw as attorney for Plaintiff, referring to this Court's Order of September 15, 2004 [Dkt. # 47].

Having reviewed the matter again, the Court is convinced that for the reasons stated in Thomas Cline's Motion To Withdraw, the motion must be granted. There is no nonfrivolous justification for further proceedings in light of the retrial of the underlying criminal case, which resulted in a conviction and a sentence of a 55-year term of imprisonment. The Court is informed that the re-trial is on appeal, and Stein is represented by other counsel.


ACCORDINGLY,

ORDER - 1

1 IT IS ORDERED:

- 2 1. On reconsideration, and pursuant to the Ninth Circuit's Order [Dkt. # 53] Thomas
3 Cline's Motion for Leave To Withdraw as Attorney for Plaintiff Stein [Dkt. # 46] is
4 GRANTED.
- 5 2. The Clerk is directed to file a copy of this Order with the Ninth Circuit Court of
6 Appeals.

7 DATED this 3rd day of March 2006.

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10 FRANKLIN D. BURGESS
11 UNITED STATES DISTRICT JUDGE
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